

1 BILL NO. R-84-07-25

2 RESOLUTION NO. R-92-84

3 AN AMENDED RESOLUTION FINDING, DETERMINING  
4 AND RATIFYING AN INDUCEMENT RESOLUTION  
5 OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION  
6 AUTHORIZING THE ISSUANCE AND SALE OF  
7 \$750,000.00 ECONOMIC REVENUE BONDS OF THE  
8 CITY OF FORT WAYNE, INDIANA,  
9 FOR THE PURPOSE OF INDUCING THE APPLICANT,  
10 CJD PARTNERSHIP  
11 TO PROCEED WITH THE ACQUISITION  
12 CONSTRUCTION AND EQUIPPING OF THE PROJECT.

13 WHEREAS, the City of Fort Wayne, Indiana, (the "Issuer") is  
14 authorized by I.C. Sec. 36-7-12 (the "Act") to issue revenue  
15 bonds for the financing of economic development facilities, the  
16 funds from said financing to be used for the acquisition,  
17 construction and equipping of said facilities, and said facili-  
18 ties to be either sold or leased to another person or directly  
19 owned by another person; and

20 WHEREAS, CJD Partnership (the "Applicant") has advised the  
21 Fort Wayne Economic Development Commission and the Issuer that  
22 it proposes that the Issuer acquire and equip an economic deve-  
23 lopment facility and sell and/or lease the same to the Applicant  
24 or loan proceeds of an economic development financing to the  
25 Applicant for the same, said economic development facility to be  
26 acquisition of real estate, construction of a 21,000 square foot  
27 building, and the purchase of equipment and a computer to be  
28 located on Lot 20 in Centennial Industrial Park within the City  
29 of Fort Wayne, Indiana, including costs of issuance (the  
30 "Project"); and

31 WHEREAS, This Common Council adopted a Resolution authoriz-  
32 ing the issuance of \$500,000.00 economic revenue bonds on the  
15th day of May, 1984, and said sum is insufficient to complete  
the Project; and

WHEREAS, the diversification of industry and an increase in  
15 to 18 jobs to be achieved by acquisition and construction and



1 equipping of the Project will be of public benefit to the health,  
2 safety and general welfare of the Issuer and its citizens; and

3 WHEREAS, having received the advice of the Fort Wayne  
4 Economic Development Commission, it would appear that the  
5 financing of the Project would be of public benefit to the  
6 health, safety and general welfare of the Issuer and its  
7 citizens; and

8 WHEREAS, the acquisition and construction of the faci-  
9 lity will not have an adverse effect on any similar facility  
10 already constructed or operating in or about Fort Wayne,  
11 Indiana.

12 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
13 THE CITY OF FORT WAYNE, INDIANA:

14 SECTION 1. The Common Council finds, determines, ratifies  
15 and confirms the promotion of diversification of economic  
16 development and job opportunities in and near Fort Wayne,  
17 Indiana and in Allen County, is desirable to preserve the  
18 health, safety and general welfare of the citizens of the  
19 Issuer; and that it is in the public interest that Fort Wayne  
20 Economic Development Commission and said Issuer take such action  
21 as it lawfully may to encourage diversification of industry and  
22 promotion of job opportunities in and near said Issuer.

23 SECTION 2. The Common Council further finds, determines,  
24 ratifies and confirms that the issuance and sale of revenue  
25 bonds in an amount not to exceed \$750,000.00 of the Issuer under  
26 the Act for the acquisition, construction and equipping of the  
27 Project and the sale or leasing of such a financing to the  
28 Applicant for such purposes will serve the public purpose  
29 referred to above, in accordance with the Act.

30 SECTION 3. In order to induce the Applicant to proceed  
31 with the acquisition, construction and equipping of the Project,  
32 the Common Council hereby finds, determines, ratifies and confirms



that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant; and (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION 4. All costs of the Project incurred after the passage of this Inducement Resolution, including disbursement or repayment of the Applicant of monies expended by the Applicant for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter either sell or lease the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purposes.

*Mark E. Galante*  
COUNCILMAN

APPROVED AS TO FORM AND  
LEGALITY.

John J. Wernet, Attorney for the  
Economic Development Commission  
Dated this 23rd day of July, 1984.



Read the first time in full and on motion by Da Junta,  
seconded by Talarico, and duly adopted, read the second time  
by title and referred to the Committee Finance (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne  
Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S

DATE: 7-24-84

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Da Junta,  
seconded by Stier, and duly adopted, placed on its  
passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 8-14-84

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (ANNEXATION) (~~APPROPRIATION~~) (~~GENERAL~~)

(~~SPECIAL~~) (ZONING MAP) ORDINANCE (RESOLUTION) NO. R-93-84

on the 14th day of August, 1984,

ATTEST:

(SEAL)

Sandra E. Kennedy

Ray A. E. Clark

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the 15th day of August, 1984,  
at the hour of 11:30 o'clock A. M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 15th day of August,  
1984, at the hour of 3:00 o'clock P. M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR



BILL NO. R-84-07-35

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN  
ORDINANCE AN AMENDED RESOLUTION FINDING, DETERMINING AND RATIFYING  
AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT  
COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$750,000.00  
ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR  
THE PURPOSE OF INDUCING THE APPLICANT, CJD PARTNERSHIP TO PROCEED  
WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK E. GiaQUINTA, CHAIRMAN

JAMES S. STIER, VICE CHAIRMAN

JANET G. BRADBURY

THOMAS C. HENRY

DONALD J. SCHMIDT

John  
Janet G. Bradbury  
Thomas C. Henry  
Donald J. Schmidt